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Attorneys for Plaintiff X Corp.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

X CORP.,

Plaintiff,

v.

ROBERT A. BONTA, Attorney
General of California, in his
official capacity,

Defendant.

No. 2:23-cv-01939-WBS-AC

**STIPULATION TO CONTINUE THE
STATUS AND SCHEDULING CONFERENCE
AND JOINT STATUS REPORT**

Date: November 4, 2024
Time: 1:30 p.m.
Judge: Hon. William B. Shubb
Trial Date: None set
Action Filed: September 8, 2023

1 Plaintiff X Corp. and Defendant Attorney General Rob Bonta,
2 in his official capacity, (collectively, the "Parties") hereby
3 stipulate, subject to the Court's approval, as follows:

4 WHEREAS, by joint stipulation on June 13, 2024, the Parties
5 requested that the Court take the July 1 Status (Pretrial
6 Scheduling) Conference off calendar, and order the Parties to file
7 a joint status report after the Ninth Circuit issued the mandate
8 on Plaintiff's appeal. See ECF No. 44.

9 WHEREAS, on June 14, 2024, the Court granted the Parties'
10 request, took the Status Conference off calendar, and ordered the
11 Parties to file a joint status report within 15 days after the
12 Ninth Circuit issued the mandate on Plaintiff's appeal. See ECF
13 No. 45.

14 WHEREAS, on September 26, 2024, the Ninth Circuit issued the
15 mandate on Plaintiff's appeal. See ECF No. 47.

16 WHEREAS, on September 30, 2024, the Court ordered that the
17 Parties submit a joint status report on or before October 28, 2024,
18 proposing a briefing and hearing schedule for the Court's further
19 preliminary injunction proceedings along with other dates and
20 deadlines for discovery, motions, and trial.

21 WHEREAS, in light of the Ninth Circuit Opinion, the Parties
22 have been discussing settlement of the above-captioned matter.

23 WHEREAS, the Parties agree that (i) more time is needed to
24 negotiate the terms of a potential settlement and (ii) the status
25 conference—along with briefing on any motion for further
26 preliminary injunction and/or severability—should be postponed
27 pending the outcome of those settlement discussions.

28 THEREFORE, the Parties stipulate and respectfully request

1 that, given these discussions and the uncertainty regarding how
2 much time they will require, the Court continue the status
3 conference currently set for November 4, 2024, and order the
4 Parties file a joint status report within 60 days. The Parties
5 ask the Court to not set other deadlines at this time.

6
7
8 DATED: October 28, 2024

9
10 Respectfully submitted,

11 /s/ Joel Kurtzberg

12 CAHILL GORDON & REINDEL LLP

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/s/ Gabrielle D. Boutin (as authorized on
October 28, 2024)

GABRIELLE D. BOUTIN

Deputy Attorney General

*Defendant Attorney General Rob Bonta, in
his official capacity*